

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.: <u>06-170</u>
v.	:	DATE FILED:_____
JONATHAN FRANCIS WILLIAMS,	:	VIOLATIONS:
a/k/a "Thomas Miller,"	:	18 U.S.C. § 1029(a)(3) (possession of
a/k/a "William Michael Bradshaw"	:	15 or more counterfeit access devices - 1
	:	count)
	:	18 U.S.C. § 1028A (aggravated identity
	:	theft - 5 counts)
	:	18 U.S.C. § 924(a)(1)(A) (making false
	:	statements to a federal firearms licensee -
	:	1 count)
	:	18 U.S.C. § 922(g)(2) (possession of a
	:	firearm by fugitive from justice - 1 count)
	:	Notices of Forfeiture

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From on or about July 7, 2005, to on or about July 21, 2005, defendant JONATHAN FRANCIS WILLIAMS used and attempted to use approximately 80 counterfeit debit/credit cards at various automatic teller machines ("ATMs") in Southern California. During most transactions, defendant WILLIAMS withdrew and attempted to withdraw the maximum amount of cash permitted by the ATM from the compromised account connected to the card.
2. On or about March 2, 2006, defendant JONATHAN FRANCIS WILLIAMS used a counterfeit debit/credit card at an ATM in Tucson, Arizona.
3. From on or about July 7, 2005, to on or about March 8, 2006, in Lester, in

the Eastern District of Pennsylvania, and elsewhere, defendant

JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”

knowingly and with the intent to defraud possessed 15 or more counterfeit access devices, that is, approximately 80 counterfeit debit/credit cards, to obtain United States currency in several states and thereby affecting interstate commerce.

In violation of Title 18, United States Code, Section 1029(a)(3).

COUNTS TWO THROUGH SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 8, 2006, in Lester, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”**

knowingly possessed, without lawful authority, a means of identification of another person, that is, the names identified below by initials, during and in relation to the possession of 15 or more counterfeit access devices, in violation of Title 18, United States Code, Section 1029(a)(3), each identification constituting a separate count.

COUNT	NAME
2.	W. M. B.
3.	D. T. C.
4.	M. J. L.
5.	M. L.
6.	J. M. L.

All in violation of Title 18, United States Code, Section 1028A.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Tucson Guns and Western Artifacts, located at 8556 E. Broadway Blvd., Tucson, Arizona, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal laws.
2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929), govern the manner in which FFL holders may sell firearms and ammunition.
3. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a “Firearm Transaction Record,” ATF Form 4473. Part of the Form 4473 requires that the prospective purchaser certify truthfully, subject to penalties of perjury, that he has not made any false oral or written statements with respect to the transaction. The Form 4473 contains language warning that “[t]he making of a false oral or written statement or the exhibiting of any false or misrepresented identification with respect to this transaction is a crime punishable as a felony.” The Form 4473 contains language warning that “a person who answers ‘yes’ to any of the questions 9c through 9k is prohibited from purchasing or possessing a firearm.”
4. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer’s home address and date of birth.

5. On or about February 15, 2006, defendant JONATHAN FRANCIS WILLIAMS used a false Arizona driver's license in the name of "William Michael Bradshaw" as proof of his identification to purchase a firearm Tucson Guns and Western Artifacts, and made a cash deposit of \$275.00 towards the purchase of the firearm. The firearm had to be ordered by the firearms dealer. On or about March 2, 2006, defendant WILLIAMS returned to Tucson Guns and Western Artifacts, paid the remaining \$316.80 in cash, and received the firearm.

6. On or about March 2, 2006, in the District of Arizona and elsewhere, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a "Thomas Miller,"
a/k/a "William Michael Bradshaw,"**

in connection with the acquisition of a firearm, that is, a black Glock Model 19 9mm semi-automatic handgun, # HVD861, from a FFL, that is, Tucson Guns and Western Artifacts, 8556 E. Broadway Blvd., Tucson, Arizona, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44 to be kept in the FFL holder's records, in that defendant JONATHAN FRANCIS WILLIAMS certified on ATF Form 4473, Firearms Transaction Record, that his true identity was "William Michael Bradshaw," and that he was not a fugitive from justice when in fact, as defendant JONATHAN FRANCIS WILLIAMS well knew, these statements were false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).__

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count Seven of this indictment are incorporated here.

2. From on or about March 2, 2006 through on or about March 8, 2006, in the District of Arizona and in Lester, in the Eastern District of Pennsylvania, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”**

while a fugitive from justice, knowingly possessed in and affecting interstate commerce, a firearm, that is, a black Glock Model 19 9mm semi-automatic handgun bearing serial #HVD861, with two barrels, one of which was threaded for a silencer.

In violation of Title 18, United States Code, Section 922(g)(2).

FIRST NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violation of Title 18, United States Code, Section 1029, as set forth in Count One of this indictment, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”**

shall forfeit to the United States all property constituting and derived from proceeds defendant JONATHAN FRANCIS WILLIAMS obtained, directly or indirectly, as a result of this violation, including but not limited to \$40,000 in United States currency.

SUBSTITUTE ASSETS

If any of the property described above as being subject to forfeiture, as a result of any acts or omissions of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, to seek forfeiture of any other property of said defendant up to the value of the above forfeiture property.

All pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and (b)(1).

SECOND NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violation of Title 18, United States Code, Section 1029, as set forth in Count One of this indictment, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”**

shall forfeit to the United States any and all personal property used or intended to be used to commit the offense, including but not limited to: \$210,014 United States Currency; \$5,500 Canadian gold coin currency; One Grey Sony Vio Laptop Computer, Model: PCG-4A1L, FCC ID: AK8PCG4A1L; One Black Sony Vio Laptop Computer, Model: PCG-4E1L, FCC ID: AK8PCG4E1L, serial #28197431 3201450; One black Model 19 9mm semi-automatic handgun bearing serial #HVD861; and One GIGA Bank 2.2 GIG Jump Drive, serial #20040918474.

SUBSTITUTE ASSETS

If any of the property described above as being subject to forfeiture, as a result of any acts or omissions of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 1029(c)(2),

incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeiture property.

All pursuant to Title 18, United States Code, Section 1029(c)(1)(C).

THIRD NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violation of Title 18, United States Code, Sections 922(g)(2) and 924(a)(1)(A), as set forth in Counts Seven and Eight of this indictment, defendant

**JONATHAN FRANCIS WILLIAMS,
a/k/a “Thomas Miller,”
a/k/a “William Michael Bradshaw,”**

shall forfeit to the United States of America the firearms and ammunition involved in the commission of such offense, including, but not limited to a black Glock Model 19 9mm semi-automatic handgun bearing serial #HVD861, with two barrels, one of which was threaded for a silencer.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney